



Direct Broadcast Satellite, Inc.

EX PARTE OR LATE FILED

1550 N. Norwood
Suite 100
Hurst, TX 76054
TEL: (817) 282-3596
FAX: (817) 282-0559

DOCKET FILE COPY ORIGINAL

RECEIVED

AUG 04 1994

FCC MAIL ROOM

July 27, 1994

William F. Caton
Secretary
Federal Communications Commission
1919 M St, NW Rm 222
Washington DC 20554

RE: Implementation of Section 19 of the
Cable Television Consumer Protection
and Competition Act of 1992
CS Docket No. 94-48

Dear Secretary Caton:

Enclosed is a copy of a letter I sent to Chairman Reed Hundt regarding the Cable Act of 1992, our position and our concerns. I would appreciate your consideration and support of the National Rural Communication Cooperative (NRTC) position that the FCC should act to enforce the wishes of Congress as put forth in the 1992 Cable Act.

Sincerely,

Andrew W. O'Pry
President
Argos Direct Broadcast Satellite, Inc.

No. of Copies rec'd 0
List A B C D E



Direct Broadcast Satellite, Inc.

EX PARTE OR LATE FILED

RECEIVED

AUG 04 1994

FCC MAIL ROOM

DOCKET FILE COPY ORIGINAL

1550 N. Norwood
Suite 100
Hurst, TX 76054
TEL: (817) 282-3596
FAX: (817) 282-0559

July 25, 1994

The Honorable Reed Hundt
Chairman
Federal Communications Commission
1919 M Street, NW
Washington DC 20554

RE: Implementation of Section 19 of the
Cable Television Consumer Protection
and Competition Act of 1992
CS Docket No. 94-48

Dear Chairman Hundt:

I am writing you with my concerns regarding the implementation of Section 19 of the 1992 Cable Act. I have recently read and fully support the comments of the National Rural Telecommunications Cooperative (NRTC) submitted to the FCC on 29 June 1994.

My company, Argos Direct Broadcasting Satellite (DBS), Inc., is a small business that is affiliated with the NRTC and DIRECTV to provide DBS programming. Many of our customers live in rural areas that do not have cable TV. When my investors and I were initially evaluating entry into the DIRECTV project, we were encouraged by provisions of the 1992 Cable Act. This action appeared to finally provide rural households the opportunity to receive competitively priced cable TV programming. However, as stated in NRTC's comments to the FCC, certain exclusive distribution arrangements still remain, such as those between Time Warner/Viacom and United States Satellite Broadcasting (USSB) for HBO, Showtime, The Movie Channel, etc. As a new small business, we find our company in the difficult and costly position of having to compete at an unfair advantage.

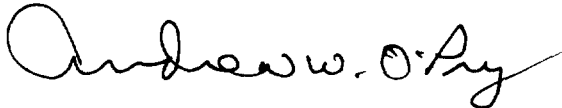
It is difficult to explain to our customers why we cannot offer certain cable TV programming in our package. Our customers are unhappy that they must purchase two separate programming packages, at appreciably added expense, to receive a full complement of programs, and some have decided the inconvenience and expense is too formidable. Not only does this deprive our customers of the most cost effective method of receiving programming, but it inhibits us from being able to offer a fair and equitable product, therefore, hurting our business. The exclusivity of USSB's distribution arrangement limits our ability to compete, and without competition the consumer will never realize the benefits of fair competition - lower prices with improved quality and service.

No. of Copies rec'd
List ABCDE

We are asking that you will review the issues put forth by NRTC and agree with their position that the FCC should act to enforce the wishes of Congress as stated in the 1992 Cable Act.

Our customers and our company thank you for your consideration of this important issue.

Sincerely,



**Andrew W. O'Pry
President
Argos Direct Broadcast Satellite, Inc.**

**cc: The Honorable Senator Kay Bailey Hutchison
The Honorable Senator Phil Gramm
The Honorable Senator Bob Graham
The Honorable Senator Connie Mack
The Honorable Senator Robert F. Bennett
The Honorable Senator Orrin G. Hatch
The Honorable Representative Joe L. Barton
The Honorable Representative Dick Arney
The Honorable Representative Ralph Hall
The Honorable Representative Sam Johnson
The Honorable Representative Porter Goss
The Honorable Representative Dan Miller
The Honorable Representative James Hansen
The Honorable Representative Karen Shepherd
The Honorable Representative Bill Orton
The Honorable William F. Catton, Secretary
The Honorable James H. Quello
The Honorable Andrew C. Barrett
The Honorable Susan Ness
The Honorable Rachelle B. Chong**